



FENWICK & WEST LLP

# EXHIBIT C

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November 12, 2003

VIA FEDERAL EXPRESS

Dr. Shaoher Pan  
1133 Kelez Drive  
San Jose, CA 95120

RE: New U.S. Patent Application (Continuation of 10/378,056)  
Title: REFLECTIVE SPATIAL LIGHT MODULATOR  
Inventors: Shaoher X. Pan, Dongmin Chen, Xiao Yang  
and Shoucheng Zhang  
Our Ref.: 23340-08599

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New U.S. Patent Application (Continuation of 10/378,041)  
Title: FABRICATION OF A REFLECTIVE SPATIAL  
LIGHT MODULATOR  
Inventors: Shaoher X. Pan, Dongmin Chen and Xiao  
Yang  
Our Ref.: 23340-08600

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New U.S. Patent Application (Continuation of 10/378,058)  
Title: ARCHITECTURE OF A REFLECTIVE SPATIAL  
LIGHT MODULATOR  
Inventors: Shaoher X. Pan, Dongmin Chen, Xiao Yang  
and Shoucheng Zhang  
Our Ref.: 23340-08598

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Dear Shaoher:

Consistent with the continuing prosecution of the subject matter of the following applications, each filed on February 27, 2003,

- a. U.S. Patent Application No.: 10/378,056, Title: REFLECTIVE SPATIAL LIGHT MODULATOR, Our Ref.: 23340-07025.
- b. U.S. Patent Application No.: 10/378,041, Title: FABRICATION OF A REFLECTIVE SPATIAL LIGHT MODULATOR, Our Ref.: 23340-07026.
- c. U.S. Patent Application No.: 10/378,058, Title: ARCHITECTURE OF A REFLECTIVE SPATIAL LIGHT MODULATOR, Our Ref.: 23340-07027.

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23340/01000/DOCS/1389556.1

XHP Microsystems, Inc. has decided to file a continuation application in each of the applications referenced in a-c above. In support of these continuation applications, we need you to sign the following enclosed documents:

1. Combined Declaration and Power of Attorney for case number 08599 (continuation of case number 07025).
2. Combined Declaration and Power of Attorney for case number 08600 (continuation of case number 07026).
3. Combined Declaration and Power of Attorney for case number 08598 (continuation of case number 07027).
4. Assignment for case number 08599 (continuation of case number 07025).
5. Assignment for case number 08600 (continuation of case number 07026).
6. Assignment for case number 08598 (continuation of case number 07027).

In addition, we need your signature on the following document in connection with the Taiwan patent application for case number 0726.

1. Oath & Assignment.

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Once the above listed items have been executed, please return them to me in the enclosed federal express envelope no later than **November 19, 2003**, so that I might timely file them with the U.S. Patent and Trademark Office. If I do not receive signed copies of the enclosed documents by November 19, 2003, I will assume you are unable or unwilling to sign the enclosed documents and will proceed accordingly.

Enclosed for your reference and convenience are copies of the following:

1. A copy of the continuation patent application for case number 08599 to be filed.
2. A copy of the continuation patent application for case number 08600 to be filed.
3. A copy of the continuation patent application for case number 08598 to be filed.

Dr. Shaoher Pan  
November 12, 2003  
Page 3

Please be reminded that, pursuant to the Employee Invention Assignment and Confidentiality Agreement ("the Agreement") you signed as an employee of XHP Microsystems, Inc. on November 21, 2002, and under California law, you continue to be obligated to maintain the confidentiality of XHP Microsystems, Inc.'s confidential and proprietary information, including the contents of the above-referenced patent applications.

Please do not hesitate to contact me if you have any questions. My contact information is noted above. Thank you for getting these documents back to me by November 19.

Sincerely,  
FENWICK & WEST LLP



Michelle K. Lee

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MKL/nm  
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